

GOVERNMENT OF ANDHRA PRADESH
ABRTACT

Industrial Disputes Act, 1947 – Strike notice given by the different unions under Rastra Municipal Vudyoga Karmika Ikhyha Sanghalu to go on strike in GHMC and all other Municipalities in the state –Prohibit the strike under section 10-B of the Industrial Disputes Act, 1947 – Orders - Issued.

LABOUR EMPLOYMENT TRAINING AND FACTORIES (LAB.I) DEPARTMENT

G.O.Rt.No. 925

Dated:24.10.2013

Read:

From COL, A.P., Hyderabad Lr.No.L1/10842/2013,
dated: 19.10.2013.

ORDER:

In the reference read above, the Commissioner of Labour, A.P., Hyderabad has reported that certain trade unions having municipal employees as their members (both regular and contract employees) issued a strike notice enclosing 20 demands and declaring their intention to go on strike w.e.f.17.10.2013. As "public conservation or sanitation" is a Public Utility Service as per Section 2(n) (v) of the Industrial Disputes Act, 1947, Conciliation meetings have been conducted by the Additional Commissioner of Labour on 09.10.2013, 15.10.2013 and 18.10.2013. During the course of meetings, it has come to light though all the Unions issued a common strike notice, the issues pertains to (1) Greater Hyderabad Municipal Corporation and (2) All other Municipalities in the state under the control of the Commissioner and Director of Municipal Administration. During the course of discussions on 18.10.2013, the Additional Commissioner (Administration) representing the Commissioner, GHMC informed that the Commissioner has fixed a meeting with the Unions on 23.10.2013. The Unions agreed to have bilateral discussions and both parties have been suggested to inform the developments after the meetings, so that further action can be taken on the issues pertaining to Greater Hyderabad Municipal Corporation.

3. The Commissioner of Labour, Andhra Pradesh, Hyderabad has further reported that regarding the demands pertaining to all other Municipalities in the State, the Joint Director, O/o the Commissioner and Director of Municipal Administration attended and furnished the view of the Commissioner and Director of Municipal Administration. At the end of the meeting, the Unions insisted for implementation of VDS fixed by the Commissioner of Labour, A.P., Hyderabad under the Contract Labour (L&A) Act, 1970, in addition to the wage of Rs. 6,700/- as prescribed in G.O.Ms.No.333, dated:07.03.2011 of the Municipal Administration & Urban Development Department. Though they have been explained about the need for taking policy decision at higher level, they have insisted that unless assurance is given from the higher level authorities in the Government, they are determined to go on strike w.e.f 21.10.2013.

4. The Commissioner of Labour has requested to prohibit the proposed strike from 21.10.2013 under Section 10-B of the Industrial Disputes Act, 1947 stipulating a condition that

“The Commissioner and Director of Municipal Administration to take necessary action on the demands raised by the union keeping in view of the remarks of the Conciliation Officer and Additional Commissioner of Labour.”

5. After careful examination of the entire matter and in exercise of the powers conferred under Sec.10-B of the Industrial Dispute Act, 1947, the Government hereby prohibit the strike stipulating the conditions mentioned at para 4 above in (i) Greater Hyderabad Municipal Corporation and (ii) all other Municipalities in the State as Public Conservation or Sanitation is Public Utility Service as per Sec 2(n)(v) I.D. Act, 1947.

6. The Commissioner of Labour, Andhra Pradesh, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Labour, A.P., Hyderabad.
The Commissioner and Director of Municipal Administration.
The concerned unions through the Commissioner of Labour,
A.P., Hyderabad.
OSD to M(LETFB&ITIs)
PS to Principal Secretary to Government, LET&F Department
Sf/Sc.

//FORWARDED:: BY ORDER//

SECTION OFFICER